HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.25325 of 2006

Dated:06.12.2006

Between:

Nasa Continental Exporters Ltd.

…Petitioners

and

The Central Power Distribution Company of A.P.Ltd., and others.

…Respondents

HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.25325 of 2006

ORDER:

The petitioner is a Company engaged in processing and marketing of Granite blocks. It is availing power supply from the respondents under Category-I. For the month of October 2006, a bill dated 26.10.2006, was raised, which includes the arrears of amount of Rs.1,10,798/-. As per the bill, the consumer is required to pay the amount on or before 10.11.2006. The petitioner did not pay the same. Therefore, the power supply was disconnected. Subsequently, the petitioner paid a sum of Rs.2,16,876/- by Cheque No.555751, dated 28.11.2006. In spite of the same, the respondents allegedly did not restore the power supply, aggrieved by which, the present Writ Petition is filed.

Heard the learned Counsel for the petitioner and the learned Standing Counsel for the respondents. As rightly pointed out by the learned Standing Counsel, when the bill amount is Rs.3,27,674/-, the petitioner allegedly paid only Rs.2,16,876/-, and therefore, the respondents were justified in discontinuing the power supply to the petitioner. The same cannot be termed as illegal. The petitioner's Counsel therefore, requests a week's time for payment of the

balance amount.

As per Section 56 of the Electricity Act, 2003, the Distribution Company is entitled to discontinue the power supply for the default in payment of any sum from the consumer, until such amount/sum is paid together with the expenses incurred by the Distribution Company in cutting off and reconnecting the power supply. Therefore, the petitioner may clear all the arrears and approach the respondents for restoration of power supply. As and when the petitioner produces necessary proof of payment of the arrears of Current Consumption charges from the concerned Electricity Revenue Office, the second respondent shall restore power supply.

The Writ Petition, with the above observations, is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

06.12.2006

Note: Issue C.C today.

B/o.

vs